

1
2
3
4
5
6
7
8
9
10
11
12
13
14
ORDINANCE NO. 94-34

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA AMENDING THE 1989 PALM BEACH COUNTY COMPREHENSIVE PLAN ADOPTED BY ORDINANCE NO. 89-17, AS AMENDED; AMENDING THE TRAFFIC CIRCULATION ELEMENTS, INCLUDING THE THOROUGHFARE RIGHT-OF-WAY IDENTIFICATION MAP AND 2010 INTERIM TRANSPORTATION SYSTEM PLAN; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES OF PALM BEACH COUNTY; AND PROVIDING FOR AN EFFECTIVE DATE.

15 WHEREAS, on August 31, 1989, the Palm Beach County Board of
16 County Commissioners adopted the 1989 Comprehensive Plan by
17 Ordinance No. 89-17; and

18 WHEREAS, the Palm Beach County Board of County Commissioners
19 amends the 1989 Comprehensive Plan as provided by Chapter 163, Part
20 II, Florida Statutes; and

21 WHEREAS, the Palm Beach County Board of County Commissioners
22 have initiated amendments to several elements of the Comprehensive
23 Plan and has initiated amendments to the Future Land Use Atlas of
24 the Comprehensive Plan, in order to promote the health, safety and
25 welfare of the public of Palm Beach County; and

26 WHEREAS, property owners have initiated amendments to the
27 Future Land Use Atlas of the 1989 Comprehensive Plan; and

28 WHEREAS, the Palm Beach County Local Planning Agency conducted
29 a public hearing on May 23, June 10, June 13, June 17 and June 24,
30 1994, to review the proposed amendments to the Palm Beach County
31 Comprehensive Plan and made recommendations regarding the proposed
32 amendments to the Palm Beach County Board of County Commissioners
33 pursuant to Chapter 163, Part II, Florida Statutes; and

34 WHEREAS, the Palm Beach County Board of County Commissioners,
35 as the governing body of Palm Beach County, conducted a public
36 hearing pursuant to Chapter 163, Part II, Florida Statutes, on July
37 18 and July 21, 1994 to review the recommendations of the Local

1 Planning Agency, whereupon the Board of County Commissioners
2 authorized transmittal of proposed amendments to the Department of
3 Community Affairs for review and comment pursuant to Chapter 163,
4 Part II, Florida Statutes; and

5 WHEREAS, Palm Beach County received by facimille on October
6 28, 1994, the Department of Community Affairs "Objections,
7 Recommendations, and Comments Report" dated October 28, 1994, which
8 was the Department's written review of the proposed Comprehensive
9 Plan amendments; and

10 WHEREAS, on December 16, 1994, the Palm Beach County Local
11 Planning Agency held a public meeting to review the written
12 comments submitted by the Department of Community Affairs, the
13 Planning Division's response to the written comments, and to make
14 recommendations regarding adoption of the Comprehensive Plan
15 amendments; and

16 WHEREAS, on December 20, 1994, the Palm Beach County Board of
17 County Commissioners held a public hearing to review the written
18 comments submitted by the Department of Community Affairs and to
19 consider adoption of the amendments; and

20 WHEREAS, the Palm Beach County Board of County Commissioners
21 has determined that the amendments as modified satisfy the concerns
22 addressed in the Department of Community Affairs' "Objections,
23 Recommendations and Comments Report" and comply with all
24 requirements of the Local Government Comprehensive Planning and
25 Land Development Regulations Act.

26 NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
27 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

28 Part I. Amendments to the Traffic Circulation Element
29 (including the Thoroughfare Right-of-Way Identification Map and the
30 2010 Interim Transportation System Plan) of the 1989 Comprehensive
31 Plan.

32 Amendments to the Traffic Circulation Element (including the

1 Thoroughfare Right-of-Way Identification Map and the 2010 Interim
2 Transportation System Plan) of the Palm Beach County 1989
3 Comprehensive Plan are hereby adopted and are attached to this
4 Ordinance in Exhibit 1.

5 **Part II. Repeal of Laws in Conflict**

6 All local laws and ordinances applying to the unincorporated
7 area of Palm Beach County in conflict with any provision of this
8 ordinance are hereby repealed to the extent of such conflict.

9 **Part III. Severability**

10 If any section, paragraph, sentence, clause, phrase, or word
11 of this Ordinance is for any reason held by the Court to be
12 unconstitutional, inoperative or void, such holding shall not
13 affect the remainder of this Ordinance.

14 **Part IV. Inclusion in the Code of Laws and Ordinances**

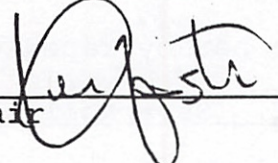
15 The provision of this Ordinance shall become and be made a
16 part of the code of laws and ordinances of Palm Beach County,
17 Florida. The Sections of the Ordinance may be renumbered or
18 relettered to accomplish such, and the word "ordinance" may be
19 changed to "section," "article," or any other appropriate word.

20 **Part V. Effective Date**

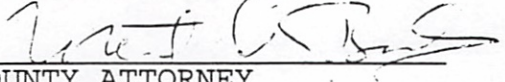
21 The effective date of this plan amendment shall be the date a
22 final order is issued by the Department of Community Affairs or
23 Administration Commission finding the amendment in compliance in
24 accordance with Section 163.3184, Florida Statutes, whichever
25 occurs earlier. No development orders, development permits, or
26 land uses dependent on this amendment may be issued or commence
27 before it has become effective. If a final order of noncompliance
28 is issued by the Administration Commission, this amendment may
29 nevertheless be made effective by adoption of a resolution
30 affirming its effective status, a copy of which resolutions shall
31 be sent to the Department of Community Affairs, Bureau of Local
32 Planning, 2740 Centerview Drive, Tallahassee, Florida 32399-2100.

1 APPROVED AND ADOPTED by the Board of County Commissioners, of
2 Palm Beach County, on the 20 day of December, 1994.

3 PALM BEACH COUNTY, FLORIDA,
4 BY ITS BOARD OF COUNTY COMMISSIONERS

5 By 
6 Chair

7 APPROVED AS TO FORM AND
8 LEGAL SUFFICIENCY

9 
10 COUNTY ATTORNEY

11 Acknowledgement by the Department of State of the State of
12 Florida, on this, the 30th day of December,
13 1994.

14 Acknowledgement from the Department of State received on the
15 3rd day of January, 1995, at 9:39 A.M. and
16 filed in the Office of the Clerk of the Board of County
17 Commissioners of Palm Beach County, Florida.

18 i:\common\planning\data\round942\ordinanc.es\TIM_REV

EXHIBIT 1

TO ORDINANCE NO 94 -

**AMENDMENTS PERTAINING TO THE
TRAFFIC CIRCULATION ELEMENT, INCLUDING THE
THOROUGHFARE RIGHT-OF-WAY IDENTIFICATION MAP
AND THE 2010 INTERIM TRANSPORTATION SYSTEM PLAN**



FOR THE DECEMBER 20, 1994

BOARD OF COUNTY COMMISSIONERS ADOPTION

PUBLIC HEARING

TABLE OF CONTENTS:

	Table of Contents	1
I.	Deletion of Davis Road between Forest Hill Boulevard and Gun Club Road from the T.I.M.	2
II.	2010 Interim Transportation System Plan: Deletion of Davis Road between Forest Hill Boulevard and Gun Club Road and Expansion of Kirk Road from two-lanes to four-lanes	3
III.	Deletion of Cedar Bluff Boulevard from the T.I.M.	4

I:\COMMON\PLANNING\DATA\ROUND942\ORDINANC.ES\TIM.EX1

DELETION OF A PORTION OF DAVIS ROAD

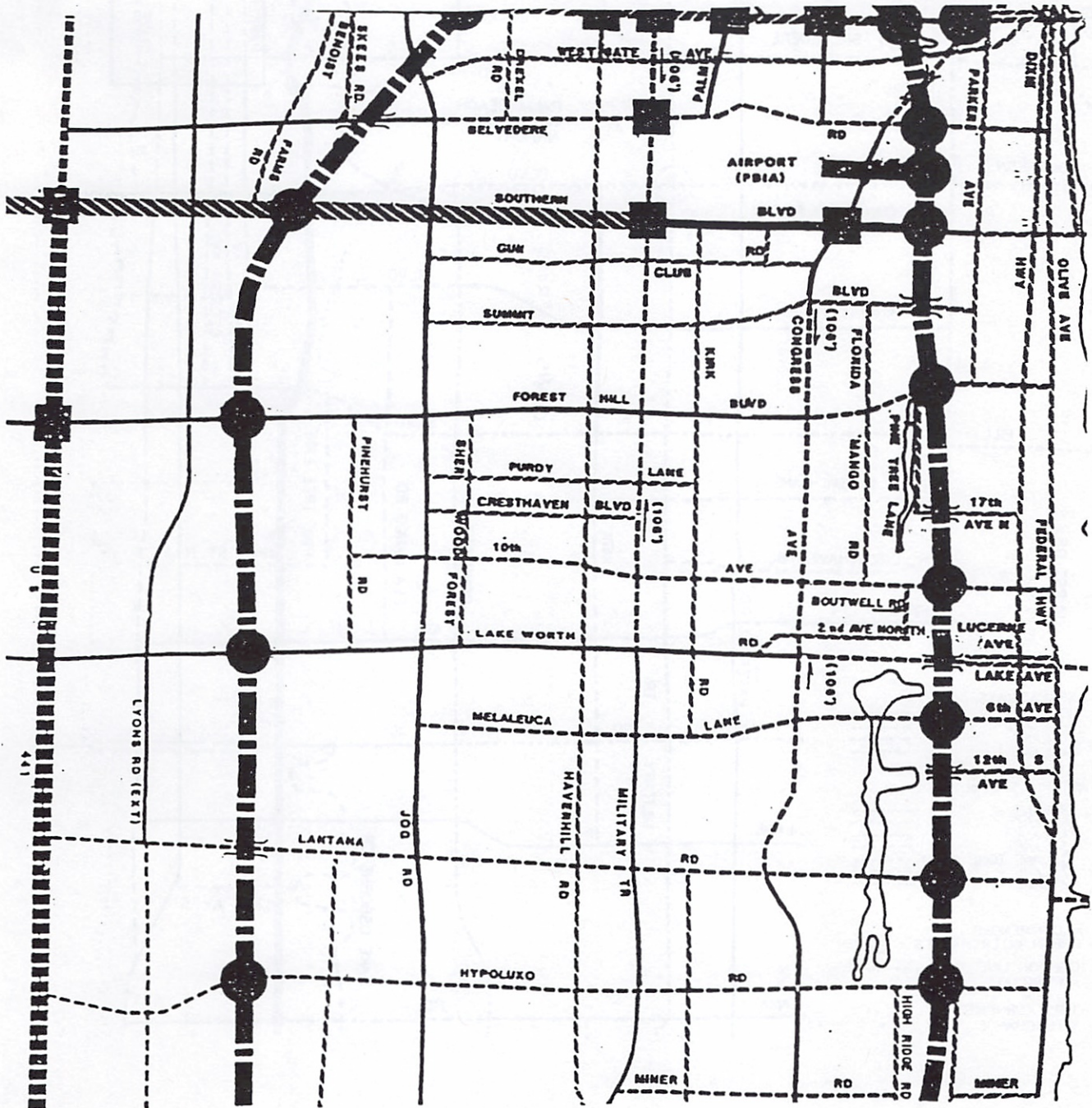
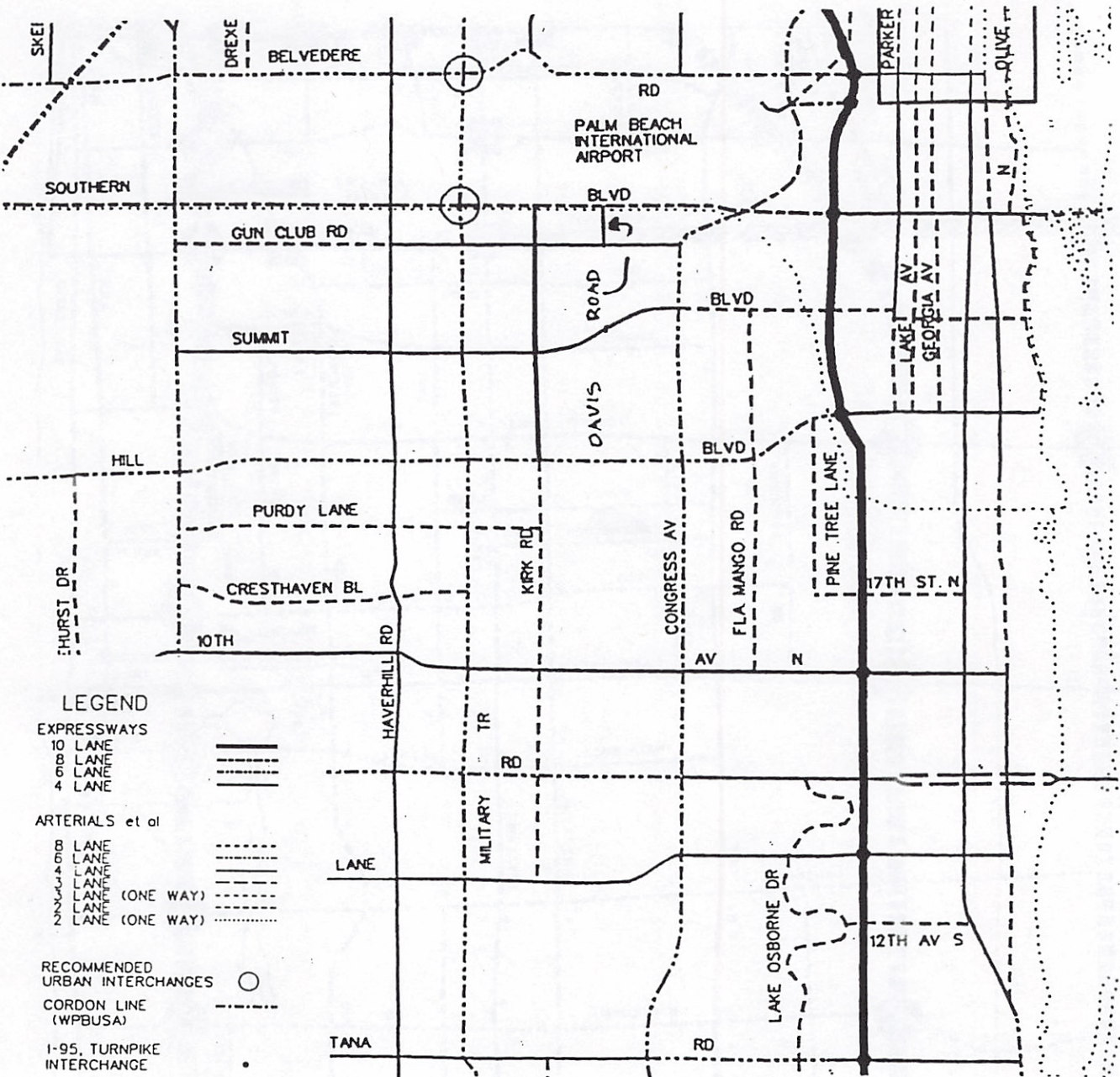


Exhibit 1
B.C.C. Public Hearing

2

Ordinance No. 94 -
December 20, 1994

DELETION OF DAVIS ROAD BETWEEN FOREST HILL BOULEVARD AND GUN CLUB ROAD AND EXPANSION OF KIRK ROAD FROM TWO-LANES TO FOUR-LANES



CEDAR BLUFF ROAD DELETION

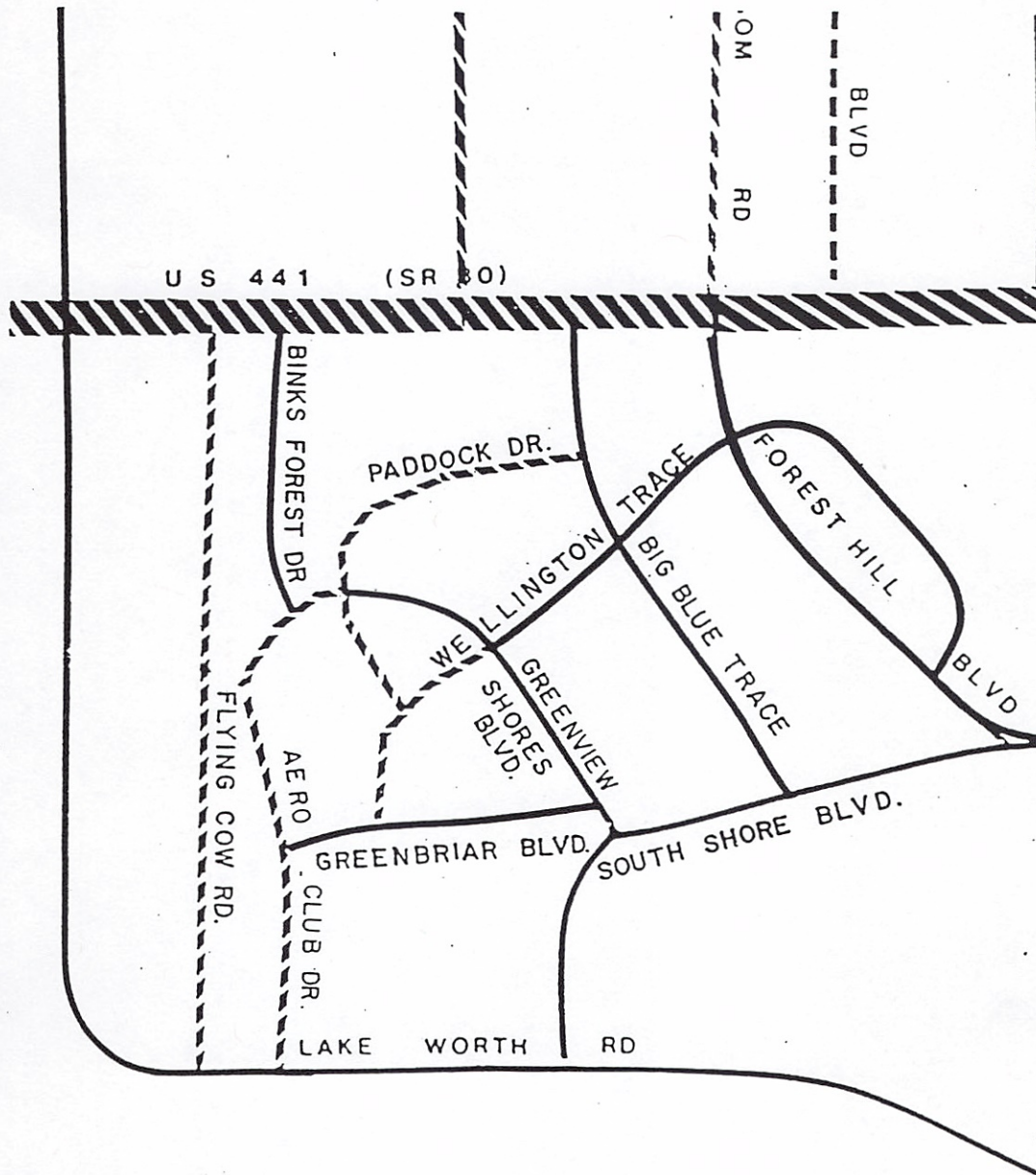


Exhibit 1
B.C.C. Public Hearing

4

Ordinance No. 94 -
December 20, 1994

STATE OF FLORIDA, COUNTY OF PALM BEACH
I, DOROTHY H. WILKEN, ex-officio Clerk of the
Board of County Commissioners certify this to be a
true and correct copy of the original filed in my office
on 12/20/94
DATED at West Palm Beach, FL on 1/5/95
DOROTHY H. WILKEN, Clerk
By: Phyllis A. House D.C.